

# The Pocahontas Times.

Vol. 26, No. 40

Marlinton, Pocahontas Co., West Virginia, April 30 1908

\$1.00 A Year

## The New Bribery Act

The Montgomery bribery act, passed at the last session of the W. Va. Legislature, is worthy of the attention of candidates for public office as well as those who have been in the habit of handling the money for the candidates. It is the most stringent thing of the kind ever enacted in this State. It makes or classifies as bribery all promises of appointment to office, securing of places or positions in consideration of support as well as every gift or loan of any money or other thing of value. It prohibits every church organization, committee, labor organization, literary or charitable organization from soliciting contributions from candidates and classes all such contributions as bribes and defines specifically for just what purposes money may be legitimately expended in a campaign. It forbids the payment of expenses of delegates or persons to any convention or election either directly or indirectly and limits the amount any candidate may expend legitimately as follows: "For five thousand voters or less, \$250; for each one hundred voters over five thousand and under twenty-five thousand, two dollars; over twenty-five thousand and under fifty thousand voters, one dollar; and for each one hundred voters over fifty thousand, fifty cents."

Every candidate for office shall, within 30 days after the election, make out and file with the proper officer, a sworn statement of his campaign expenses, showing to whom the money was paid and the purpose for which it was expended. Any person failing to comply with the provision shall be guilty of a misdemeanor and be fined not exceeding \$500.

Every two or more persons engaged in managing any kind of a campaign is classed as a committee and each committee shall have a treasurer who shall handle the funds of such committee and he shall keep and report a detailed statement showing precisely the amount of money handled and expended and the purpose for which it was expended. Every county clerk is required to keep as a part of his public records the reports of the candidates and committees herein provided for and any member of any committee who refuses or fails to keep and report a statement of all funds passing through his hands is liable to a fine of \$100.

No corporation of any kind is allowed to give or offer to give any money to any candidate or committee and for such offense shall be fined not less than \$1000. All criminal and circuit judges are required to charge their grand juries especially as to the provisions of this act.

In brief, the act provides for fullest publicity and ought to go a long way toward putting an end to the corrupt use of money in the State if the courts and officers will see that its provisions are enforced. The new law goes into effect May 29 proximo.

In response to newspaper advertisements to the effect that if \$2 were forwarded to a firm in Morgantown, this state, there would be sent in return, 10 yards of silk, a large number of persons in many sections both inside and outside the State, availed themselves of what looked like a bargain. In return a majority of the customers received 10 yards of silk thread. The United States authorities and police are making investigation.—W. Va. News.

Beverly Waugh, H. S. Rucker, A. D. Williams and L. S. Cochran are at Parkersburg attending the Republican Convention.

## A Call of Democracy to Battle

In 1887 the democratic party of this state upon the petition of certain of the citizens, notwithstanding public sentiment was largely opposed thereto, submitted to a vote of the people a prohibition amendment to our state constitution. This year, notwithstanding public sentiment is overwhelmingly in favor of such amendment, and more than forty thousand of our citizens by petition demanded their right to vote upon it, the Republican party has refused to permit the people to vote upon that proposition. By their action they have set at defiance the expressed will of more than forty thousand citizens, have denied the right of petition guaranteed by the constitution, and, in effect have said that the people could not be trusted with their own affairs. If this action is permitted to go unrebuked, what rights have the people that the Republican state machine will not invade and usurp when it suits their purpose so to do? This high handed violation of natural and constitutional rights should be brought before the bar of the people at the polls and we issue this call to the good citizens of this state who wish to preserve inviolate the rights fundamental to our system of government, to unite for battle against the liquor traffic and the Republican machine which defends it and protects it from the death which the people desire to visit upon it.

As Democrats we express our profound conviction that the time is now here to grapple with the liquor power of this state, which traffic is now entrenched in the Republican policies promulgated by the Republican state machine, and put it squarely up to all the people whether they would rather the Republican party should triumph or the infamous liquor traffic die.

We believe the Democracy should write into its state and national platforms the principle and purposes of state and national prohibition as applying to the beverage traffic in intoxicants, and stand squarely upon that issue, and we call upon those of our party who think with us to see to it that none but those pledged to this purpose are sent as delegates to our state and national conventions.

A. E. Kenney, Calhoun county; S. Wise Stalnaker, T. M. Dean, Braxton county; Bruce McDonald Logan county; Robert L. Bland, Lewis county; J. Ward Wood, Hardy county; F. M. Gallagher, Summers county; E. L. Ballard, Monroe county; B. L. Osborn C. F. Harris, Wayne county; L. C. Williams, Nicholas county; B. M. Hager, Boone county; C. M. Stone, Wetzel county; William McCoy, Pendleton county; Samuel Stephenson, Charleston, W. Va.; Jno. D. Alderson, Sainsville; C. C. Watts, J. M. Payne, Jno. M. Collins, J. Coleman Alderson, J. Z. McChesney, J. H. Nash, C. M. Alderson, Charleston; A. D. Smith, Jr., R. T. Hubbard, Jr., C. R. Sumnerfield, Fayetteville.—Members of the House of Delegates.

The order now entered in this case no doubt puts an end to the C. O. D. liquor business in West Virginia, which is particularly in the dry counties, of considerable proportions. The express companies abolished some time ago the handling of C. O. D. liquor in every other State in the Union, and now with the traffic, put an end to in West Virginia this method of shipping intoxicants becomes a matter of history through out the United States.—West Virginia News.

## School Report

Following is the report of the Edray school for the month beginning March 25:

Room 1—No. pupils enrolled, boys 9; girls 12; total 21. Average daily attendance, boys 9; girls 9; total 18.

Percent of attendance, boys 97; girls 95; total 95. Names of pupils neither absent nor tardy: William O'Brien, Albert Harouff, Olie Harouff, Maude Jackson, Lucie Sheets, Bessie O'Neil.

Room 2—No. pupils enrolled, boys 16; girls 20; total 36. Average daily attendance, boys 15; girls 18; total 33. Percent of attendance, boys 97; girls 97; total 97.

Names of pupils neither absent nor tardy: George Lewis, Albert O'Brier, Joseph Nettkir, Len Cooper, Clyde Byrd, Warren Oliver, Bessie Harouff, Nellie Lantz, Marie Byrd, Madeline Fahrman, Frances Locora, Katherine Graham, and Valley Nettkin.

The above report while not the best or even as good as we might expect still under the circumstances we think it fairly good.

This school shows a disposition not only to adhere to strict discipline but to thorough and painstaking study. The school has been neglected to some extent on account of not having a suitable building for all who might have wished to attend. There is a good two-room building here now with a seating capacity of about 80, which will accommodate the enumeration at this place at present.

We would be glad to see a graded school established at this place as both patrons and pupils show a great interest in education. B. B. WILLIAMS, CLOWNIE F. HULL.

## Greenbrier Independent

The Democratic primary in Greenbrier will be held on Saturday, May 23.

Captain J. Austin Burr, of Ronceverte, died last Monday morning, aged 69 years. He was a son of Aaron Burr, of Felling Spring District, and was the father of twelve children. Ten children survive him, among whom are Rev. Quin Burr, of Greenbank, and Miss Lelia Burr, of Marlinton. During the war between the States, he served as a member of the 14th Virginia Cavalry, Confederate army. By profession he was a surveyor, and some years since he was elected county surveyor of Greenbrier county.

Andy Price has shaved off all his beard and now we cannot distinguish Andy from a real sure 'nough Congressman.

L. A. Weakly died on Sunday, April 19th, 1908, at his home near Frankford, aged about 70 years. He was an old soldier, having been a member of Co. D., Tenth Virginia Infantry, Stonewall Brigade. He is survived by his wife and three children. His remains were interred Monday in the cemetery at Frankford.

In the Greenbrier Circuit Court last week Bob Christian plead guilty to the charge murder, and was sentenced to the penitentiary for life. Five years since he shot and killed Amer Blankenship, at Keister Station. He made good his escape, but was captured in McDowell county a few months ago.

The store and postoffice at Organ Cave was robbed last Sunday night, and about \$300 in cash and stamps stolen. The safe was entered without the use of explosives. Two tramps were arrested, but turned loose for lack of evidence to hold them.

Two large eagles are seen almost daily flying around the mountains overlooking town.

## STATE NEWS

Johnson & Biggs, railroad contractors, have contested the right of the State to collect the capitation tax on foreigners, and will make a test case. The assessor of Raleigh county notified the contractors that the State expected them to reserve a dollar a head from the wages of 40 daggers in their employ. This they refused to do, and the assessor sued them before a justice and got judgment. A circuit judge reversed the finding on the grounds that the Italians were not residents. The assessor immediately gave notice of appeal. Pocahontas county collected fully a thousand dollars in capitations from foreign laborers last year.

Elitor J. R. Coombe, of the Piedmont who lost both legs and an arm on the railroad, had his remaining hand so badly mangled in a press last week that amputation will be necessary it is feared.

National banks and all other corporations authorized by authority or laws of Congress throughout the State have been notified not to contribute to the campaign fund of any political party, under penalty of a heavy fine. Any officer or director of any bank or corporation is liable to a heavy fine or imprisonment or both.

A militia company is being organized at Elkins.

The Western Maryland is building a fine new depot at Elkins Ground was broken last week.

## School Report

Following is a partial report of the Edray school for the Term beginning the 7th of Oct. 1907, and ending the 9th of April, 1908:

No. of pupils enrolled, boys 18, girls 19, Total 37.

Whole No. of days present, boys 1549, girls 897, Total 2446. Whole No. of days absent, boys 178, girls 79.

Average daily attendance, boys 14, girls 7, Total 21.

Average daily absents, boys 2, girls 1, Total 3.

Percent of daily attendance, boys 94 per. cent, girls 92 per. cent.

Percent of daily absents, boys 6 per. cent, girls 9 per. cent.

Whole No. of days nonmembership, boys 385, girls 458, Total 843.

I heartily thank the patrons of Edray for taking so much interest in the school and helping to make it successful.

ELIAS P. SMITH, Teacher.

## Jacox

Not seeing anything in your column from this place for some time I thought I would give you a few items.

We are having lots of rain. Wheat and grass are growing fine.

Farmers are getting pretty well through plowing sod and sowing oats.

I suppose the candidates will soon come around our way and give us the right hand of fellowship. We think the ticket will be dry down here. The people are saying, give us D. L. Barlow for Representative, Joe Buzzard for Sheriff, F. R. Hill for Prosecuting Attorney, T. S. McNeel Clerk of Circuit Court, S. L. Brown, Clerk of County Court, T. A. Bruffey for Commissioner of County court, and G. W. Callison for Assessor and victory will be ours beyond a doubt. We must keep down the whiskey traffic. Hoping to hear from others along this line I am yours,

## A Veter.

Mrs. Nancy Ruckman, aged 30 years, died at the home of her son, A. W. Ruckman, on Kuspapa Creek, Saturday, of the influenza of old age.

## Death Blow to C O D Liquor

An order has been entered by Judge Nathan Goff, of the United States circuit court, whereby the United States Express Company may not longer receive or deliver in the State of West Virginia C O C shipments of intoxicating liquor.

The case in question is the injunction suit of the Crescent Liquor Co. et als, vs the United States Express Co., which has been pending in the Federal circuit court for a year or more. At the time the suit was begun, the Federal court granted the plaintiff liquor companies a temporary injunction, whereby the express companies were compelled to accept and deliver C. O. D. liquor. This temporary act was granted by Judge Goff, and was in direct opposition to the contention of Judge Alston G. Dayton, of the Federal district court, who had held in a case decided a short time before, that the express company could not accept C. O. D. shipments of intoxicating liquor without being indictable therefor.

## DIED

At Campbellton, W. Va., April 29th of whooping cough, Ida Virginia, aged 5 months, youngest child of Perl and Bertha McCully, formerly of Boston, Massachusetts.

Why should we grieve for our dear little babe

So sweetly gone to rest?

God called it away from suffering to save,

He gathered it home to His breast.

Flood Control in a River in Bohemia

In view of the conference of Governors at the White House, next month, on natural resources and waterways, a report which United States Consul Charles B. Harris, of Reichenberg, Bohemia, has just made, is of timely interest. It relates to successful methods of preventing destructive floods on the river Gorlitz-Neisse. The desired result has been accomplished by a combination of forestry, and storage reservoirs for storm water.

In view of the fact that similar methods are being considered in this country—particularly in the Appalachian region—the matter is of more than ordinary interest at this time and particularly so because the White House Conference is expected to take up the same question.

Formerly the floods of the Gorlitz-Neisse were very destructive. Heavy rains poured upon the mountains, and the valleys were quickly inundated. Protective measures began by utilizing for the greatest extent a practical cable, and this was supplemented by six storage reservoirs to catch the excess run off in time of storm. The entire cost of the dams was little more than double the amount of damage caused by the single flood of 1897. One of the principal functions of the forest cover, aside from its own capacity for storing water, is to check the washing of the soil, and thereby prevent the filling of the storage reservoirs with silt.

Since the dams were completed the floods have been controlled. The impounded water furnishes abundant water power for many facturing plants in the valley, and the income from that source will go far toward meeting cost and expenses.

Plans very similar have been discussed in this country for the control of floods, particularly in the Mississippi and the Ohio, by protecting the forests on the head streams, and by the construction of reservoirs. It is expected such plans will be materially forwarded at the White House Conference.

The Democratic County Convention will be held at Marlinton Saturday at 1 p. m.

B. M. Yeager is erecting a large two story building on Main street, to be occupied by the Pocahontas Drug Company. Patterson Brothers are the contractors.

The two ball games with Honover Friday and Saturday were pretty poor exhibitions, the home team winning by scores of 10 and 12 to nothing.

Rev. Reid Laev, of Monroe county, and Rev. Dr. M. D. Helmick, of Elkins, filled the Marlinton pulpits Sunday morning and evening.

Rev. L. E. Resseger, of Ronceverte, presiding elder of Ronceverte district, has received the degree of D. D. from the American Bible University.—News.

Mr and Mrs. E. M. Arbogast and son and daughter, Robert and Virginia, returned Monday from Sarasota, Florida, where they spent the winter.

We acknowledge the receipt of a picture post card from Lookout Mountain, mailed by T. A. Bruffey who has been attending a missionary meeting at Chattanooga.

Elder Z. S. Smith left on Monday's train for Abington, Virginia to be present at the spring meeting of Abington Presbytery, to prosecute the call of Marlinton of Marlinton Presbyterian church for the pastoral services of Rev. R. D. Carson.

The members of Marlinton Lodge I. O. O. F. commemorated the 99th anniversary of the founding of their order by a public meeting at the Presbyterian church Saturday night April 26th. A special sermon was preached by Rev. M. D. Helmick, D. D. of Elkins. The church and gallery were crowded by the immense congregation. All were much interested and impressed by the discourse. On Sunday quite a number of Odd Fellows went to Winterburn, where the Rev. Mr. Redding made an address on the aim and idea of the Order.

While fishing in Knapps creek Saturday a town boy came upon a shoal of several hundred hog suckers as they were depositing their eggs on a gravel bar a few hundred yards from the court house. The fish refused to take the hook, but the boy jumped in among them and by a few well directed grabs threw half a dozen large out on the bank. Another fisherman the day before also found a large shoal farther up the creek and killed a big string of them with a club.

The burglars who entered Barlow's store at Huntersville last Wednesday night have not been apprehended. It is probable that when Mr. Barlow closed his store in the evening that he looked them in as the door and window fastenings had not been tampered with. The safe was open, and contained only about \$20, most of which was in cents and small change. In a large bill book were bonds representing many thousands of dollars. These were of no use to the burglars but they were carried off. Several watches and a number of articles of lesser value are missing. The blood hound was put upon the trail and followed for seven miles. Telephoning ahead a stranger was arrested, but upon examination was released for lack of evidence. Since this burglary was committed stores have been broken into at Elkins, Organ Cave and Caldwell.

A golden eagle with a ten foot spread of wing, has killed possibly a hundred dollars worth of lambs for the farmers on Big Spring Branch of Elk Two spring and a double spring trap were set near the carcass of a lamb. The bird got into all three, pulled up the stakes, and flew away with all three traps.

Andrew Price is in Wheeling this week on business.

Hon. Andy Price, of Pocahontas, was here Monday looking after the Congressional bee that is buzzing in his ear, and since he has dispensed with his hireute appendage he looks more than ever like a Congressman.—Ronceverte Democrat.

## TRUSTEE'S SALE

Pursuant to authority vested in the undersigned as trustee by deed of trust executed by E. E. L. Doyle and I. D. Doyle his wife, of record in the office of the clerk of the county court of Pocahontas county, West Virginia, in trust Deed Book, No. 2 at page 189, dated on the 24th day of October, 1902, to secure the payment of a certain note of \$430 with interest, payable on the first day of October, 1907, and default having been made in the payment thereof I will proceed to sell by way of public auction to the highest bidder at 10 o'clock a. m. on

Monday May 26, 1908 at the front door of the court house of Pocahontas county, West Virginia, the following described property to-wit:

Two adjoining tracts of land containing 47 acres and 31 acres, known as the Crystal Fruit Farm, lying on the waters of Stony Creek, in the 2nd district of said county, adjoining Nanay Radliff and others.

Terms: One third purchase money cash in hand, one third thereof with interest in one year, and the residue thereof with interest in two years from date of sale, the purchaser executing notes with good personal security, the legal title to be retained as ultimate security.

A. R. GAR, Trustee. M. F. GUN, Auctioneer.

## ANDREW PRICE IN TOWN

From Hinton News.

Hon. Andrew Price, a prominent member of the Marlinton bar in Pocahontas county, arrived in the city yesterday on No. 14 and was among the guests at the McCreery Hotel. Mr. Price is a candidate for the Democratic nomination for Congress from the Third district before the convention, which meets in Hinton May 26.

So far Mr. Price has no opposition and he will probably receive the nomination by acclamation. He is exceedingly popular throughout the district and his friends believe he is the man to give the Hon. Jos. H. Gaines the fight of his life at the polls in November.

Mr. Price has been prominent in party affairs in the district and state for some years but this is the first time he has applied to office. As a lawyer and a man of business ability he has a wide reputation.

The prospective Democratic nominee for Congress from the Third district is 37 years of age and is a son of Rev. Dr. William Price, of Marlinton, a venerable Presbyterian divine who is widely known in both Virginia. Mr. Price was formerly editor of the Marlinton Times, but several years ago surrendered the paper to his younger brother, Calvin Price, and has since devoted himself to the practice of law entirely.

A golden eagle with a ten foot spread of wing, has killed possibly a hundred dollars worth of lambs for the farmers on Big Spring Branch of Elk Two spring and a double spring trap were set near the carcass of a lamb. The bird got into all three, pulled up the stakes, and flew away with all three traps.